



DNOR 1012
State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0984/1
JTK/MES:wj:pg

2
ecs

DOA:.....Walker, BB0259 - Land information program and recording fees

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

head: STATE GOVERNMENT
sub: Other State government

Do Not GEN

1 AN ACT *relating to:* land information.

Analysis by the Legislative Reference Bureau

Currently, the land information board is attached to DOA. The board serves as a state clearinghouse for access to land information and provides technical assistance to state agencies and local governmental units with land information responsibilities, reviews and approves county plans for land records modernization, and provides aids to counties, derived from recording fee revenues collected by counties, for land records modernization projects. Under current law, the board and most of its functions are abolished effective on July 1, 2005.

This bill assigns to DOA most of the functions of the land information board.

Currently, counties collect a land record fee for recording and filing most instruments that are recorded or filed with the register of deeds. The fee is \$11 for the first page of an instrument and \$2 for each additional page. Until July 1, 2005, counties must remit \$2 of each \$10 collected for recording or filing the first page of each instrument to the land information board, which the board uses to fund its general program operations and to make grants to counties for land records modernization projects. Currently, if a county does not have a land information office and uses \$4 of the fee for recording or filing the first page of an instrument for land records modernization, the county must remit \$7 of the fee for recording or filing the first page of an instrument to the land information board. On July 1, 2005, the fee for recording or filing the first page of an instrument is reduced from \$11 to \$8 and no portion is remitted to the state. This bill reenacts the current fees, effective on

the day the bill becomes law, but requires that the state share be remitted to DOA instead of the land information board. The bill also requires counties to use at \$1 for the provision of land information, other than housing information, on the Internet.

Under current law, the Wisconsin Land Council exists in DOA. The purposes of the council include the following: 1) to identify and recommend to the governor land use goals and priorities; 2) to establish a technical working group to study the development of a computer-based land information system and make recommendations to the governor in this area; 3) to establish a state agency resource working group that is composed of representatives of DOA, DATCP, DOC, DNR, DOR, DOT, and other appropriate agencies. This state agency resource working group is required to discuss, analyze, and address land use issues and related policy issues. Currently, the Wisconsin Land Council sunsets on September 1, 2005.

This bill creates the Land Resource Council, whose members and functions are the same as the members and functions of the state agency resource working group that is established by the Wisconsin Land Council. Under the bill, the members of the Land Resource Council are appointed by, and serve at the pleasure of, the secretary of DOA.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 15.107 (18) of the statutes is created to read:

2 **15.107 (18) LAND RESOURCE COUNCIL.** (a) *Creation.* There is created a land
3 resource council, attached to the department of administration under s. 15.03.

4 (b) *Members.* The land resource council shall consist of the following members:

5 1. A representative from the department of administration.

6 2. A representative from the department of agriculture, trade and consumer
7 protection.

8 3. A representative from the department of commerce.

9 4. A representative from the department of natural resources.

10 5. A representative from the department of revenue.

11 6. A representative from the department of transportation.

12 7. A representative from any other appropriate state agency, as determined by
13 the secretary of administration.

1 (c) *Terms.* Each member of the council under par. (b) shall be appointed by the
2 secretary of administration, and shall serve at the pleasure of the secretary.

3 **SECTION 2.** 16.024 of the statutes is created to read:

4 **16.024 Land resource council.** The land resource council shall discuss,
5 analyze, and address land use issues and related policy issues, including the
6 following:

7 (1) Gathering information about the land use plans of state agencies.

8 (2) Establishing procedures for the distribution of the information gathered
9 under sub. (1) to other state agencies, local units of government, and private persons.

10 (3) The creation of a system to facilitate, and to provide training and technical
11 assistance for the development of, local intergovernmental land use planning.

12 **SECTION 3.** 16.967 of the statutes is repealed and recreated to read:

13 **16.967 Land information program.** (1) **DEFINITIONS.** In this section:

14 (a) “Agency” has the meaning given in s. 16.70 (1e).

15 (b) “Land information” means any physical, legal, economic, or environmental
16 information or characteristics concerning land, water, groundwater, subsurface
17 resources, or air in this state. “Land information” includes information relating to
18 topography, soil, soil erosion, geology, minerals, vegetation, land cover, wildlife,
19 associated natural resources, land ownership, land use, land use controls and
20 restrictions, jurisdictional boundaries, tax assessment, land value, land survey
21 records and references, geodetic control networks, aerial photographs, maps,
22 planimetric data, remote sensing data, historic and prehistoric sites, and economic
23 projections.

24 (c) “Land information system” means an orderly method of organizing and
25 managing land information and land records.

(d) "Land records" means maps, documents, computer files, and any other information storage medium in which land information is recorded.

(e) "Systems integration" means land information that is housed in one jurisdiction or jurisdictional subunit and is available to other jurisdictions, jurisdictional subunits, public utilities, and other private sector interests.

(3) DUTIES OF DEPARTMENT. The department shall direct and supervise the land information program and serve as the state clearinghouse for access to land information. In addition, the department shall:

(a) Provide technical assistance and advice to state agencies and local governmental units with land information responsibilities.

(b) Maintain and distribute an inventory of land information available for this state, land records available for this state, and land information systems.

(c) Prepare guidelines to coordinate the modernization of land records and land information systems.

(d) Review project applications received under sub. (7) and determine which projects are approved.

(e) Review for approval a countywide plan for land records modernization prepared under s. 59.72 (3) (b).

(4) FUNDING REPORT. The department shall identify and study possible program revenue sources or other revenue sources for the purpose of funding the operations of the land information program, including grants to counties under sub. (7).

(5) ~~Fee revenue~~ CS ~~The department shall credit all fee revenue~~ except that the amount is appropriated under ~~received under s. 59.72 (5) (a) shall be credited to the~~ S. 20.505 (1) (e) and (f) to those appropriation accounts ~~appropriation under s. 20.505 (1) (i) except that the amount is appropriated under~~ account

(6) REPORTS. By March 31 of each year, the department of administration, the department of agriculture, trade and consumer protection, the department of

1 commerce, the department of health and family services, the department of natural
2 resources, the department of tourism, the department of revenue, the department of
3 transportation, the board of regents of the University of Wisconsin System, the
4 public service commission, and the board of curators of the historical society shall
5 each submit to the department a plan to integrate land information to enable such
6 information to be readily translatable, retrievable, and geographically referenced for
7 use by any state, local governmental unit, or public utility. The plans shall include
8 the information that will be needed by local governmental units to prepare
9 comprehensive plans containing the planning elements required under s. 66.1001
10 (2). Upon receipt of this information, the department shall integrate the information
11 to enable the information to be used to meet land information data needs. The
12 integrated information shall be readily translatable, retrievable, and geographically
13 referenced to enable members of the public to use the information.

14 (7) AID TO COUNTIES. (a) A county board that has established a county land
15 information office under s. 59.72 (3) may apply to the department on behalf of any
16 local governmental unit, as defined in s. 59.72 (1) (c), located wholly or partially
17 within the county for a grant for any of the following projects:

18 1. The design, development, and implementation of a land information system
19 that contains and integrates, at a minimum, property and ownership records with
20 boundary information, including a parcel identifier referenced to the U.S. public land
21 survey; tax and assessment information; soil surveys, if available; wetlands
22 identified by the department of natural resources; a modern geodetic reference
23 system; current zoning restrictions; and restrictive covenants.

1 2. The preparation of parcel property maps that refer boundaries to the public
2 land survey system and are suitable for use by local governmental units for accurate
3 land title boundary line or land survey line information.

4 3. The preparation of maps that include a statement documenting accuracy if
5 the maps do not refer boundaries to the public land survey system and that are
6 suitable for use by local governmental units for planning purposes.

7 4. Systems integration projects.

8 5. To support technological developments and improvements for the purpose
9 of providing Internet-accessible housing assessment and sales data.

10 (b) Grants shall be paid from the appropriation under s. 20.505 (1) (ij). A grant
11 under this subsection may not exceed \$100,000. The department may award more
12 than one grant to a county board.

13 (8) ADVICE; COOPERATION. In carrying out its duties under this section, the
14 department may seek advice and assistance from the board of regents of the
15 University of Wisconsin System and other agencies, local governmental units, and
16 other experts involved in collecting and managing land information. Agencies shall
17 cooperate with the department in the coordination of land information collection.

18 (9) TECHNICAL ASSISTANCE; EDUCATION. The department may provide technical
19 assistance to counties and conduct educational seminars, courses, or conferences
20 relating to land information. The department shall charge and collect fees sufficient
21 to recover the costs of activities authorized under this subsection.

22 **SECTION 4.** 20.505 (1) (ie) of the statutes is repealed and recreated to read:

23 20.505 (1) (ie) *Land information; incorporations and annexations.* From the
24 moneys received by the department under s. 59.72 (5) (a), the amounts in the

1 schedule for the land information program under s. 16.967 and for reviews of
2 proposed municipal incorporations and annexations by the department.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3 **SECTION 5.** 20.505 (1) (ig) of the statutes is repealed and recreated to read:

4 20.505 (1) (ig) *Land information; technical assistance and education.* The
5 amounts in the schedule to provide technical assistance to counties and to conduct
6 educational seminars, courses, or conferences under s. 16.967 (9). The charges paid
7 by the counties and participants in educational seminars, courses, and conferences
8 under s. 16.967 (9) shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9 **SECTION 6.** 20.505 (1) (ij) of the statutes is repealed and recreated to read:

10 20.505 (1) (ij) *Land information; aids to counties.* From the moneys received
11 by the department under s. 59.72 (5) (a), all moneys not appropriated under pars. (ie)
12 and (if) for the purpose of providing aids to counties for land information projects
13 under s. 16.967 (7).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14 **SECTION 7.** 23.27 (3) (a) of the statutes is repealed and recreated to read:

15 23.27 (3) (a) *Duties.* The department shall conduct a natural heritage
16 inventory program. The department shall cooperate with the department of
17 administration under s. 16.967 in conducting this program. This program shall
18 establish a system for determining the existence and location of natural areas, the
19 degree of endangerment of natural areas, an evaluation of the importance of natural
20 areas, information related to the associated natural values of natural areas, and
21 other information and data related to natural areas. This program shall establish

1 a system for determining the existence and location of native plant and animal
2 communities and endangered, threatened, and critical species, the degree of
3 endangerment of these communities and species, the existence and location of
4 habitat areas associated with these communities and species, and other information
5 and data related to these communities and species. This program shall establish and
6 coordinate standards for the collection, storage, and management of information and
7 data related to the natural heritage inventory.

8 **SECTION 8.** 23.32 (2) (d) of the statutes is repealed and recreated to read:

9 23.32 (2) (d) The department shall cooperate with the department of
10 administration under s. 16.967 in conducting wetland mapping activities or any
11 related land information collection activities.

12 **SECTION 9.** 23.325 (1) (a) of the statutes is repealed and recreated to read:

13 23.325 (1) (a) Shall consult with the department of administration, the
14 department of transportation, and the state cartographer, and may consult with
15 other potential users of the photographic products resulting from the survey, to
16 determine the scope and character of the survey.

17 **SECTION 10.** 36.09 (1) (e) of the statutes is repealed and recreated to read:

18 36.09 (1) (e) The board shall appoint a president of the system; a chancellor for
19 each institution; a dean for each college campus; the state geologist; the director of
20 the laboratory of hygiene; the director of the psychiatric institute; the state
21 cartographer with the advice of the department of administration; and the requisite
22 number of officers, other than the vice presidents, associate vice presidents, and
23 assistant vice presidents of the system; faculty; academic staff; and other employees
24 and fix the salaries, subject to the limitations under par. (j) and ss. 20.923 (4g) and
25 230.12 (3) (e), the duties and the term of office for each. The board shall fix the

1 salaries, subject to the limitations under par. (j) and ss. 20.923 (4g) and 230.12 (3)
2 (e), and the duties for each chancellor, vice president, associate vice president, and
3 assistant vice president of the system. No sectarian or partisan tests or any tests
4 based upon race, religion, national origin, or sex shall ever be allowed or exercised
5 in the appointment of the employees of the system.

6 **SECTION 11.** 36.25 (12m) (intro.) of the statutes is repealed and recreated to
7 read:

8 36.25 (12m) STATE CARTOGRAPHER. (intro.) In coordination and consultation
9 with the department of administration, the state cartographer shall:

10 **SECTION 12.** 59.43 (1) (u) of the statutes is repealed and recreated to read:

11 59.43 (1) (u) Submit that portion of recording fees collected under sub. (2) (ag)
12 1. and (e) and not retained by the county to the department of administration under
13 s. 59.72 (5).

14 **SECTION 13.** 59.43 (2) (ag) 1. of the statutes is repealed and recreated to read:

15 59.43 (2) (ag) 1. Subject to s. 59.72 (5), for recording any instrument entitled
16 to be recorded in the office of the register of deeds, \$11 for the first page and \$2 for
17 each additional page, except that no fee may be collected for recording a change of
18 address that is exempt from a filing fee under s. 185.83 (1) (b).

19 **SECTION 14.** 59.43 (2) (e) of the statutes is repealed and recreated to read:

20 59.43 (2) (e) Subject to s. 59.72 (5), for filing any instrument which is entitled
21 to be filed in the office of register of deeds and for which no other specific fee is
22 specified, \$11 for the first page and \$2 for each additional page.

23 **SECTION 15.** 59.72 (3) (b) of the statutes is repealed and recreated to read:

24 59.72 (3) (b) Within 2 years after the land information office is established,
25 develop and receive approval for a countywide plan for land records modernization.

1 The plan shall be submitted for approval to the department of administration under
2 s. 16.967 (3) (e).

3 **SECTION 16.** 59.72 (3) (c) of the statutes is repealed and recreated to read:

4 59.72 (3) (c) Review and recommend projects from local governmental units for
5 grants from the department of administration under s. 16.967 (7).

6 **SECTION 17.** 59.72 (4) of the statutes is repealed and recreated to read:

7 59.72 (4) AID TO COUNTIES. A board that has established a land information
8 office under sub. (3) may apply to the department of administration for a grant for
9 a land information project under s. 16.967 (7).

10 **SECTION 18.** 59.72 (5) of the statutes is repealed and recreated to read:

11 59.72 (5) LAND RECORD MODERNIZATION FUNDING. (a) Before the 16th day of each
12 month a register of deeds shall submit to the department of administration \$7 from
13 the fee for recording or filing the first page of each instrument that is recorded or filed
14 under s. 59.43 (2) (ag) 1. or (e), less any amount retained by the county under par.

15 (b). ~~All fees not retained by the county shall be credited to~~
~~the appropriation account under s. 20.805 (1) (j).~~

16 (b) A county may retain \$5 of the \$7 submitted under par. (a) from the fee for
17 recording or filing the first page of each instrument that is recorded or filed under
18 s. 59.43 (2) (ag) 1. or (e) if all of the following conditions are met:

19 1. The county has established a land information office under sub. (3).

20 2. A land information office has been established for less than 2 years or has
21 received approval for a countywide plan for land records modernization under sub.
22 (3) (b).

23 3. The county uses \$1 of each \$5 fee retained under this paragraph to develop
24 and maintain a computerized indexing of the county's land information records
25 relating to housing, including the housing element of the county's land use plan.

1 under s. 66.1001 (2) (b), in a manner that would allow for greater public access
2 through use of the Internet, at least \$1 of each \$5 fee retained under this paragraph
3 for the provision of other land information on the Internet, and the remainder of each
4 \$5 fee retained under this paragraph to develop, implement, and maintain the
5 countywide plan for land records modernization.

6 **SECTION 19.** 92.10 (4) (a) of the statutes is repealed and recreated to read:

7 92.10 (4) (a) *Data.* The department shall develop a systematic method of
8 collecting and organizing data related to soil erosion. The department shall
9 cooperate with the department of administration under s. 16.967 in developing this
10 methodology or any related activities related to land information collection.

11 **SECTION 20.** 146.70 (3m) (d) 1g. of the statutes is repealed and recreated to
12 read:

13 146.70 (3m) (d) 1g. If an application under par. (c) includes an estimate of costs
14 identified in par. (c) 1. d. incurred during the reimbursement period or between
15 January 1, 1999, and September 3, 2003, the commission may approve the
16 application only if the commission determines that the local government's collection
17 of land information, as defined in s. 16.967 (1) (b), and development of a land
18 information system, as defined in s. 16.967 (1) (c), that is related to that purpose are
19 consistent with the applicable county land records modernization plans developed
20 under s. 59.72 (3) (b), conform to the standards on which such plans are based, and
21 do not duplicate land information collection and other efforts funded through the
22 land information program under s. 16.967 (7). The commission shall obtain the
23 advice of the department of administration in making determinations under this
24 subdivision.

SECTION 21. 1997 Wisconsin Act 27, section 9456 (3m) (a), as last affected by 2003 Wisconsin Act 48, is repealed.

SECTION 22. 1999 Wisconsin Act 9, section 9401 (2zt), as last affected by 2003 Wisconsin Act 33, is repealed.

SECTION 23. 1999 Wisconsin Act 9, section 9401 (2zu), as last affected by 2003 Wisconsin Act 33, is repealed.

(END)

d-note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0984/2dn

JTK.....

gs

Bill Walker: ✓

This draft rewords and corrects s. 16.967 (5), stats. relating to crediting of fee revenue.
The revised language reflects current law in the appropriation text.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0984/2dn
JTK:cjs:pg

January 11, 2005

Bill Walker:

This draft rewords and corrects s. 16.967 (5), stats. relating to crediting of fee revenue. The revised language reflects current law in the appropriation text.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Shovers, Marc

From: Kuesel, Jeffery
Sent: Wednesday, January 12, 2005 1:08 PM
To: Shovers, Marc
Subject: FW: LRB Draft: 05-0984 Land information program and recording fees

-----Original Message-----

From: Walker, William - DOA
Sent: Wednesday, January 12, 2005 11:32 AM
To: Kuesel, Jeffery
Subject: LRB Draft: 05-0984 Land information program and recording fees

Yet another change:

The current draft establishes the land resource council; essentially extracting and rewording current s. 16.023(1)(g).

Please change the draft to retain all of the duties listed in current s. 16.023, with the responsibility shifted from the Wisconsin Land Council to the Department of Administration. However, do not retain (1)(m) [MOU with the Land Information Board], (2) [report] or (3) [sunset].

Also, I think (1)(f) is both outdated and unnecessary given the progress on land information systems and DOA's other authority to work on land information issues. If you agree, please remove (1)(f) from the new draft.

Thanks, and sorry for the repeated changes. I think this is the last one.

- Bill Walker

-----Original Message-----

From: Greenslet, Patty [mailto:Patty.Greenslet@legis.state.wi.us]
Sent: Wednesday, January 12, 2005 10:56 AM
To: Walker, William - DOA
Cc: Grinde, Kirsten; Hanaman, Cathlene; Haugen, Caroline; Merry-Mason, Monica
Subject: LRB Draft: 05-0984/2 Land information program and recording fees

Following is the PDF version of draft 05-0984/2.

Kuesel, Jeffery

From: Walker, William - DOA
Sent: Tuesday, January 11, 2005 1:50 PM
To: Kuesel, Jeffery
Cc: Grinde, Kirsten
Subject: FW: LRB Draft: 05-0984/1 Land information program and recording fees

Jeff:

1. The decision has changed to keep the \$1 provisions as under current law (\$1 for housing and the remaining \$4 for modernization). It is possible that a comeback decision will occur that would require the \$1 now for housing to be instead used for general provision of data over the Internet but I doubt it (leaving \$4 for modernization). Please modify the draft so the use of the \$5 is as under current law (\$1 housing, \$4 modernization).

2. Some questions on the 7/1/05 sunset issue in your drafting note.

a. When I last looked at this, it appeared that some provisions still expire 9/1/05 but many expire 7/1/05 (see my list at the end of this email). Do I have the full list of those that expire 7/1/05?

b. If we do nothing prior to the budget, would the budget bill have to be drafted differently to resurrect, as it were, the expired sections?

c. Assuming my list of 7/1/05 sections below is right, it seems the biggest problems are with s. 16.967, the three appropriations and 59.43 (1) (u) since the others would be allowed to expire under this budget item. Do you agree?

Thanks!

Bill Walker
State Budget Office
266-7973

Walker's List: Sections that Expire 7/1/05

- s. 15.07(1)(b)16. (membership of Land Information Board)
- s. 15.105 (16) (creation of Land Information Board)
- s. 16.966 (4) (DOA provides staff services to Land Information Board)
- s. 16.967 (county land information programs generally) (note: (11) is repealed 9/1/05)
- s. 20.505 (1) (ie) (Land Information Board general program operations, etc.)
- s. 20.505 (1) (ig) (Land Information Board; technical assistance and education)
- s. 20.505 (1) (ij) (Land Information Board; aids to counties)
- s. 59.43 (1) (u) (same text as (um) which is repealed effective 9/1/05)
- s. 59.72 (state land information program generally) (note: the deed and filing fee provisions in s. 59.72 (5) is repealed 9/1/05)

-----Original Message-----

From: Greenslet, Patty [mailto:Patty.Greenslet@legis.state.wi.us]
Sent: Tuesday, January 04, 2005 1:12 PM
To: Walker, William - DOA
Cc: Grinde, Kirsten; Hanaman, Cathlene; Haugen, Caroline; Merry-Mason, Monica
Subject: LRB Draft: 05-0984/1 Land information program and recording fees

Following is the PDF version of draft 05-0984/1.

Kuesel, Jeffery

From: Walker, William - DOA
Sent: Tuesday, January 11, 2005 2:12 PM
To: Kuesel, Jeffery
Cc: Grinde, Kirsten
Subject: FW: LRB Draft: 05-0984/1 Land information program and recording fees

The possibility in item 1 has come to pass. Please modify the \$1 housing data provision so that \$1 (\$1 total, not \$2) is required to be spent on providing general land information (not just housing data) over the Internet.

Thanks!

-----Original Message-----

From: Walker, William - DOA
Sent: Tuesday, January 11, 2005 1:50 PM
To: Kuesel, Jeffery
Cc: Grinde, Kirsten
Subject: FW: LRB Draft: 05-0984/1 Land information program and recording fees

Jeff:

1. The decision has changed to keep the \$1 provisions as under current law (\$1 for housing and the remaining \$4 for modernization). It is possible that a comeback decision will occur that would require the \$1 now for housing to be instead used for general provision of data over the Internet but I doubt it (leaving \$4 for modernization). Please modify the draft so the use of the \$5 is as under current law (\$1 housing, \$4 modernization).

Kuesel, Jeffery

Subject: Sunset of land information board and council and land recording fees

Bill,

LRB-0984 is drafted as a repeal and recreation in anticipation of the fact that the Land Information Board and the land recording fees that are submitted to the board will have been abolished by the time the budget bill becomes law. The repeal is just a redundancy that is technically required because, as we are now writing, these laws are still in effect and can't be treated as nonexistent unless the budget act is drafted to take effect after 7/1/05, which it is not. (The budget act takes effect on 7/1/05 or the day after publication, whichever is later.) The recreation as opposed to a creation is required for the same reason. The recreation has the same effect as a creation. So, the old law will go out of effect on 7/1/05 and the new law will replace it whenever the budget act takes effect. In 2003, this date was 7/26. In 2001, this date was 9/1.

I had nothing to do with 2003 Acts 48 and 206. Despite being intimately involved with this matter over the years, I wasn't even provided a copy of these drafts. Here's my analysis of what they have done:

The following stats are either repealed or revert to the 1997 text on 7/1/05:

15.07 (1) (b) 16.

15.105 (16) *16.023*

~~16.966 (4)~~

16.967 [including 16.967 (11)]

16.968

20.505 (1) (title), (ie), (ig) and (ij)

23.27 (3) (a)

23.32 (2) (d)

23.325 (1) *(a)*

36.09 (1) (e)

36.25 (12m) (intro.)

59.43 (1) (u) and (2) (ag) 1. and (e)

59.72 (1) (a), (am) and (b), (3) and (4)

92.10 (4) (a)

146.70 (3m) (d) 1g.

Also, s. 9101 (1) of 97 Act 27, which transfers Land Information Board positions and employees to DOA, takes effect on 7/1/05.

The following stats are either repealed or revert to the 1997 text on 9/1/05:

15.01 (4)

15.107 (16)

16.965 (3) and (5)

16.966 (1) and (2)

20.505 (1) (ik), (ka) and (ks) [Since 20.505 (1) (ik) is dependent for its operation on a statute that is repealed on 7/1/05, it becomes inoperative on 7/1/05]

59.43 (1) (um) and (2) (ag) and (e) [59.43 (1) (um) directs that fees be submitted to the Land Information Board, which is abolished on 7/1/05; therefore, this provision becomes inoperative on 7/1/05]

59.72 (5)

227.01 (1)

I agree with you that the main effect of this situation is to abolish the Land Information Board, its functions and its funding and to eliminate the fees that are now submitted to the Board, effective on 7/1/05.

Jeffery Kuesel

Managing Attorney

Wisconsin Legislative Reference Bureau

P.O.Box 2037

Madison WI 53701-2037

(608) 266-6778

jeffery.kuesel@legis.state.wi.us

DATE ✓

2005 - 2006 LEGISLATURE

LRB-0984/23

JTK/MES:wj&cs:pg

WANT SOON

TODAY

KMR

DOA:.....Walker, BB0259 - Land information program and recording fees

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

LPS: Inserts are out of order.

don't gen

NOFF
However, if a county establishes a land information office or receives approval from the land information board for its land records modernization plan, the county may retain \$5 of each \$7 fee that would otherwise be payable to the state if the county uses

1 AN ACT ...; relating to: land information.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

Currently, the land information board is attached to DOA. The board serves as a state clearinghouse for access to land information and provides technical assistance to state agencies and local governmental units with land information responsibilities, reviews and approves county plans for land records modernization, and provides aids to counties, derived from recording fee revenues collected by counties, for land records modernization projects. Under current law, the board and most of its functions are abolished effective on July 1, 2005.

This bill assigns to DOA most of the functions of the land information board.

Currently, counties collect a land record fee for recording and filing most instruments that are recorded or filed with the register of deeds. The fee is \$11 for the first page of an instrument and \$2 for each additional page. Until July 1, 2005, counties must remit \$2 of each \$10 collected for recording or filing the first page of each instrument to the land information board, which the board uses to fund its general program operations and to make grants to counties for land records modernization projects. Currently, if a county does not have a land information office and uses \$4 of the fee for recording or filing the first page of an instrument for land records modernization, the county must remit \$7 of the fee for recording or filing the first page of an instrument to the land information board. On July 1, 2005, the fee

#11

#11 of each \$5 fee that it retains for the development and maintenance of a computerized index of the county's land information relating to housing that is accessible on the Internet

for recording or filing the first page of an instrument is reduced from \$11 to \$8 and no portion is remitted to the state. This bill reenacts the current fees, effective on the day the bill becomes law, but requires that the state share be remitted to DOA instead of the land information board. The bill also requires ^{including the county's land information records relating to} counties to use ^{each county that is permitted to retain} \$1 for the provision of land information, ^{OK each \$5 fee that it retains} ~~other than housing information~~ on the Internet.

Under current law, the Wisconsin Land Council exists in DOA. The purposes of the council include the following: 1) to identify and recommend to the governor land use goals and priorities; 2) to establish a technical working group to study the development of a computer-based land information system and make recommendations to the governor in this area; 3) to establish a state agency resource working group that is composed of representatives of DOA, DATCP, DOC, DNR, DOR, DOT, and other appropriate agencies. This state agency resource working group is required to discuss, analyze, and address land use issues and related policy issues. Currently, the Wisconsin Land Council sunsets on September 1, 2005.

*JNS
ANL-MES* This bill creates the Land Resource Council, whose members and functions are the same as the members and functions of the state agency resource working group that is established by the Wisconsin Land Council. Under the bill, the members of the Land Resource Council are appointed by, and serve at the pleasure of, the secretary of DOA.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 15.107 (18) of the statutes is created to read:

2 15.107 (18) LAND RESOURCE COUNCIL. (a) *Creation.* There is created a land
3 resource council, attached to the department of administration under s. 15.03.

4 (b) *Members.* The land resource council shall consist of the following members:

5 1. A representative from the department of administration.

6 2. A representative from the department of agriculture, trade and consumer
7 protection.

8 3. A representative from the department of commerce.

9 4. A representative from the department of natural resources.

10 5. A representative from the department of revenue.

11 6. A representative from the department of transportation.

1 7. A representative from any other appropriate state agency, as determined by
2 the secretary of administration.

3 (c) *Terms.* Each member of the council under par. (b) shall be appointed by the
4 secretary of administration, and shall serve at the pleasure of the secretary.

5 **SECTION 2.** 16.024 of the statutes is created to read:

6 **16.024 Land resource council.** The land resource council shall discuss,
7 analyze, and address land use issues and related policy issues, including the
8 following:

9 (1) Gathering information about the land use plans of state agencies.

10 (2) Establishing procedures for the distribution of the information gathered
11 under sub. (1) to other state agencies, local units of government, and private persons.

12 (3) The creation of a system to facilitate, and to provide training and technical
13 assistance for the development of, local intergovernmental land use planning.

14 **SECTION 3.** 16.967 of the statutes is repealed and recreated to read:

15 **16.967 Land information program.** (1) **DEFINITIONS.** In this section:

16 (a) "Agency" has the meaning given in s. 16.70 (1e).

17 (b) "Land information" means any physical, legal, economic, or environmental
18 information or characteristics concerning land, water, groundwater, subsurface
19 resources, or air in this state. "Land information" includes information relating to
20 topography, soil, soil erosion, geology, minerals, vegetation, land cover, wildlife,
21 associated natural resources, land ownership, land use, land use controls and
22 restrictions, jurisdictional boundaries, tax assessment, land value, land survey
23 records and references, geodetic control networks, aerial photographs, maps,
24 planimetric data, remote sensing data, historic and prehistoric sites, and economic
25 projections.

SWS
3-13

1 (c) “Land information system” means an orderly method of organizing and
2 managing land information and land records.

3 (d) “Land records” means maps, documents, computer files, and any other
4 information storage medium in which land information is recorded.

5 (e) “Systems integration” means land information that is housed in one
6 jurisdiction or jurisdictional subunit and is available to other jurisdictions,
7 jurisdictional subunits, public utilities, and other private sector interests.

8 **(3) DUTIES OF DEPARTMENT.** The department shall direct and supervise the land
9 information program and serve as the state clearinghouse for access to land
10 information. In addition, the department shall:

11 (a) Provide technical assistance and advice to state agencies and local
12 governmental units with land information responsibilities.

13 (b) Maintain and distribute an inventory of land information available for this
14 state, land records available for this state, and land information systems.

15 (c) Prepare guidelines to coordinate the modernization of land records and land
16 information systems.

17 (d) Review project applications received under sub. (7) and determine which
18 projects are approved.

19 (e) Review for approval a countywide plan for land records modernization
20 prepared under s. 59.72 (3) (b).

21 **(4) FUNDING REPORT.** The department shall identify and study possible program
22 revenue sources or other revenue sources for the purpose of funding the operations
23 of the land information program, including grants to counties under sub. (7).

24 **(5) FEE REVENUE.** The department shall credit all fee revenue received under
25 s. 59.72 (5) (a) to the appropriation account under s. 20.505 (1) (ij), except that the

1 department shall credit the amounts appropriated under s. 20.505 (1) (ie) and (if) to
2 those appropriation accounts.

3 (6) REPORTS. By March 31 of each year, the department of administration, the
4 department of agriculture, trade and consumer protection, the department of
5 commerce, the department of health and family services, the department of natural
6 resources, the department of tourism, the department of revenue, the department of
7 transportation, the board of regents of the University of Wisconsin System, the
8 public service commission, and the board of curators of the historical society shall
9 each submit to the department a plan to integrate land information to enable such
10 information to be readily translatable, retrievable, and geographically referenced for
11 use by any state, local governmental unit, or public utility. The plans shall include
12 the information that will be needed by local governmental units to prepare
13 comprehensive plans containing the planning elements required under s. 66.1001
14 (2). Upon receipt of this information, the department shall integrate the information
15 to enable the information to be used to meet land information data needs. The
16 integrated information shall be readily translatable, retrievable, and geographically
17 referenced to enable members of the public to use the information.

18 (7) AID TO COUNTIES. (a) A county board that has established a county land
19 information office under s. 59.72 (3) may apply to the department on behalf of any
20 local governmental unit, as defined in s. 59.72 (1) (c), located wholly or partially
21 within the county for a grant for any of the following projects:

22 1. The design, development, and implementation of a land information system
23 that contains and integrates, at a minimum, property and ownership records with
24 boundary information, including a parcel identifier referenced to the U.S. public land
25 survey; tax and assessment information; soil surveys, if available; wetlands

1 identified by the department of natural resources; a modern geodetic reference
2 system; current zoning restrictions; and restrictive covenants.

3 2. The preparation of parcel property maps that refer boundaries to the public
4 land survey system and are suitable for use by local governmental units for accurate
5 land title boundary line or land survey line information.

6 3. The preparation of maps that include a statement documenting accuracy if
7 the maps do not refer boundaries to the public land survey system and that are
8 suitable for use by local governmental units for planning purposes.

9 4. Systems integration projects.

10 5. To support technological developments and improvements for the purpose
11 of providing Internet-accessible housing assessment and sales data.

12 (b) Grants shall be paid from the appropriation under s. 20.505 (1) (ij). A grant
13 under this subsection may not exceed \$100,000. The department may award more
14 than one grant to a county board.

15 (8) ADVICE; COOPERATION. In carrying out its duties under this section, the
16 department may seek advice and assistance from the board of regents of the
17 University of Wisconsin System and other agencies, local governmental units, and
18 other experts involved in collecting and managing land information. Agencies shall
19 cooperate with the department in the coordination of land information collection.

20 (9) TECHNICAL ASSISTANCE; EDUCATION. The department may provide technical
21 assistance to counties and conduct educational seminars, courses, or conferences
22 relating to land information. The department shall charge and collect fees sufficient
23 to recover the costs of activities authorized under this subsection.

24 **SECTION 4.** 20.505 (1) (ie) of the statutes is repealed and recreated to read:

1 20.505 (1) (ie) *Land information; incorporations and annexations.* From the
2 moneys received by the department under s. 59.72 (5) (a), the amounts in the
3 schedule for the land information program under s. 16.967 and for reviews of
4 proposed municipal incorporations and annexations by the department.

 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

5 **SECTION 5.** 20.505 (1) (ig) of the statutes is repealed and recreated to read:

6 20.505 (1) (ig) *Land information; technical assistance and education.* The
7 amounts in the schedule to provide technical assistance to counties and to conduct
8 educational seminars, courses, or conferences under s. 16.967 (9). The charges paid
9 by the counties and participants in educational seminars, courses, and conferences
10 under s. 16.967 (9) shall be credited to this appropriation account.

 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

11 **SECTION 6.** 20.505 (1) (ij) of the statutes is repealed and recreated to read:

12 20.505 (1) (ij) *Land information; aids to counties.* From the moneys received
13 by the department under s. 59.72 (5) (a), all moneys not appropriated under pars. (ie)
14 and (if) for the purpose of providing aids to counties for land information projects
15 under s. 16.967 (7).

 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

16 **SECTION 7.** 23.27 (3) (a) of the statutes is repealed and recreated to read:

17 23.27 (3) (a) *Duties.* The department shall conduct a natural heritage
18 inventory program. The department shall cooperate with the department of
19 administration under s. 16.967 in conducting this program. This program shall
20 establish a system for determining the existence and location of natural areas, the
21 degree of endangerment of natural areas, an evaluation of the importance of natural

1 areas, information related to the associated natural values of natural areas, and
2 other information and data related to natural areas. This program shall establish
3 a system for determining the existence and location of native plant and animal
4 communities and endangered, threatened, and critical species, the degree of
5 endangerment of these communities and species, the existence and location of
6 habitat areas associated with these communities and species, and other information
7 and data related to these communities and species. This program shall establish and
8 coordinate standards for the collection, storage, and management of information and
9 data related to the natural heritage inventory.

10 **SECTION 8.** 23.32 (2) (d) of the statutes is repealed and recreated to read:

11 23.32 (2) (d) The department shall cooperate with the department of
12 administration under s. 16.967 in conducting wetland mapping activities or any
13 related land information collection activities.

14 **SECTION 9.** 23.325 (1) (a) of the statutes is repealed and recreated to read:

15 23.325 (1) (a) Shall consult with the department of administration, the
16 department of transportation, and the state cartographer, and may consult with
17 other potential users of the photographic products resulting from the survey, to
18 determine the scope and character of the survey.

19 **SECTION 10.** 36.09 (1) (e) of the statutes is repealed and recreated to read:

20 36.09 (1) (e) The board shall appoint a president of the system; a chancellor for
21 each institution; a dean for each college campus; the state geologist; the director of
22 the laboratory of hygiene; the director of the psychiatric institute; the state
23 cartographer with the advice of the department of administration; and the requisite
24 number of officers, other than the vice presidents, associate vice presidents, and
25 assistant vice presidents of the system; faculty; academic staff; and other employees

1 and fix the salaries, subject to the limitations under par. (j) and ss. 20.923 (4g) and
2 230.12 (3) (e), the duties and the term of office for each. The board shall fix the
3 salaries, subject to the limitations under par. (j) and ss. 20.923 (4g) and 230.12 (3)
4 (e), and the duties for each chancellor, vice president, associate vice president, and
5 assistant vice president of the system. No sectarian or partisan tests or any tests
6 based upon race, religion, national origin, or sex shall ever be allowed or exercised
7 in the appointment of the employees of the system.

8 **SECTION 11.** 36.25 (12m) (intro.) of the statutes is repealed and recreated to
9 read:

10 36.25 (12m) STATE CARTOGRAPHER. (intro.) In coordination and consultation
11 with the department of administration, the state cartographer shall:

12 **SECTION 12.** 59.43 (1) (u) of the statutes is repealed and recreated to read:

13 59.43 (1) (u) Submit that portion of recording fees collected under sub. (2) (ag)
14 1. and (e) and not retained by the county to the department of administration under
15 s. 59.72 (5). *SECTION # RP; 59.43 (1) (um)* ✓

16 **SECTION 13.** 59.43 (2) (ag) 1. of the statutes is repealed and recreated to read:

17 59.43 (2) (ag) 1. Subject to s. 59.72 (5), for recording any instrument entitled
18 to be recorded in the office of the register of deeds, \$11 for the first page and \$2 for
19 each additional page, except that no fee may be collected for recording a change of
20 address that is exempt from a filing fee under s. 185.83 (1) (b).

21 **SECTION 14.** 59.43 (2) (e) of the statutes is repealed and recreated to read:

22 59.43 (2) (e) Subject to s. 59.72 (5), for filing any instrument which is entitled
23 to be filed in the office of register of deeds and for which no other specific fee is
24 specified, \$11 for the first page and \$2 for each additional page.

25 **SECTION 15.** 59.72 (3) (b) of the statutes is repealed and recreated to read:

INS 10-1 ✓
59.72 (3) (b) Within 2 years after the land information office is established,
develop and receive approval for a countywide plan for land records modernization.
The plan shall be submitted for approval to the department of administration under
s. 16.967 (3) (e).

~~SECTION 16. 59.72 (3) (c) of the statutes is repealed and recreated to read:~~

59.72 (3) (c) Review and recommend projects from local governmental units for
grants from the department of administration under s. 16.967 (7).

SECTION 17. 59.72 (4) of the statutes is repealed and recreated to read:

59.72 (4) AID TO COUNTIES. A board that has established a land information
office under sub. (3) may apply to the department of administration for a grant for
a land information project under s. 16.967 (7).

SECTION 18. 59.72 (5) of the statutes is repealed and recreated to read:

59.72 (5) LAND RECORD MODERNIZATION FUNDING. (a) Before the 16th day of each
month a register of deeds shall submit to the department of administration \$7 from
the fee for recording or filing the first page of each instrument that is recorded or filed
under s. 59.43 (2) (ag) 1. or (e), less any amount retained by the county under par.
(b).

(b) A county may retain \$5 of the \$7 submitted under par. (a) from the fee for
recording or filing the first page of each instrument that is recorded or filed under
s. 59.43 (2) (ag) 1. or (e) if all of the following conditions are met:

1. The county has established a land information office under sub. (3).

2. A land information office has been established for less than 2 years or has
received approval for a countywide plan for land records modernization under sub.
(3) (b).

1 3. The county uses ^{\$1} of each \$5 fee retained under this paragraph to develop
2 ~~and maintain a computerized indexing of the county's land information records.~~ *implement the countywide plan for land records modernization and #1 of*
3 ~~relating to housing, including the housing element of the county's land use plan~~ *each \$5 fee retained under this paragraph*
4 ~~under s. 66.1001 (2) (b), in a manner that would allow for greater public access~~
5 ~~through use of the Internet, at least \$1 of each \$5 fee retained under this paragraph~~
6 ~~for the provision of ^{other} land information on the Internet, and the remainder of each~~ *including on the Internet*
7 ~~\$5 fee retained under this paragraph to develop, implement, and maintain the~~ *into the county's land information records relating to housing*
8 ~~countywide plan for land records modernization.~~

9 SECTION 19. 92.10 (4) (a) of the statutes is repealed and recreated to read:

10 92.10 (4) (a) *Data*. The department shall develop a systematic method of
11 collecting and organizing data related to soil erosion. The department shall
12 cooperate with the department of administration under s. 16.967 in developing this
13 methodology or any related activities related to land information collection.

14 SECTION 20. 146.70 (3m) (d) 1g. of the statutes is repealed and recreated to
15 read:

16 146.70 (3m) (d) 1g. If an application under par. (c) includes an estimate of costs
17 identified in par. (c) 1. d. incurred during the reimbursement period or between
18 January 1, 1999, and September 3, 2003, the commission may approve the
19 application only if the commission determines that the local government's collection
20 of land information, as defined in s. 16.967 (1) (b), and development of a land
21 information system, as defined in s. 16.967 (1) (c), that is related to that purpose are
22 consistent with the applicable county land records modernization plans developed
23 under s. 59.72 (3) (b), conform to the standards on which such plans are based, and
24 do not duplicate land information collection and other efforts funded through the
25 land information program under s. 16.967 (7). The commission shall obtain the

SECTION 20

1 advice of the department of administration in making determinations under this
2 subdivision.

3 **SECTION 21.** 1997 Wisconsin Act 27, section 9456 (3m) (a), as last affected by
4 2003 Wisconsin Act 48, is repealed.

5 **SECTION 22.** 1999 Wisconsin Act 9, section 9401 (2zt), as last affected by 2003
6 Wisconsin Act 33, is repealed.

7 **SECTION 23.** 1999 Wisconsin Act 9, section 9401 (2zu), as last affected by 2003
8 Wisconsin Act 33, is repealed.

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(END)

**2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0984/3insMES
JTK/MES:wj&cs:pg

INSERT ANL-MES

Under this bill, almost all of the functions and responsibilities of the Wisconsin Land Council are transferred to DOA. The functions and responsibilities that are not transferred to DOA include the responsibility of the Wisconsin Land Council to establish a technical working group to study the development of a computer-based land information system.

INSERT 6-23

SECTION ~~16.9675~~ 16.9675 of the statutes is created to read:

16.9675 Land activities. The department shall do all of the following:

- ✱ (1) Identify state land use goals and recommend these goals to the governor.
- (2) Identify state land use priorities to further the state's land use goals and recommend to the governor legislation to implement these priorities.
- (3) Study areas of cooperation and coordination in the state's land use statutes and recommend to the governor legislation to harmonize these statutes to further the state's land use goals.
- (4) Study areas of the state's land use statutes that conflict with each other and recommend to the governor legislation to resolve these conflicts to further the state's land use goals.
- (5) Identify areas of the state's land use statutes that conflict with county or municipal land use ordinances, and areas of county or municipal land use ordinances that conflict with each other, and recommend to the governor legislation to resolve these conflicts.
- (6) Establish a state agency resource working group that is composed of representatives of the departments of administration, agriculture, trade and consumer protection, commerce, natural resources, revenue, transportation and

other appropriate agencies to discuss, analyze, and address land use issues and related policy issues, including the following:

(a) Gathering information about the land use plans of state agencies.

(b) Establishing procedures for the distribution of the information gathered under par. (a) to other state agencies, local units of government, and private persons.

(c) ~~The creation of~~ ^{creating} a system to facilitate, and to provide training and technical assistance for the development of, local intergovernmental land use planning.

(7) Study the activities of local units of government in the land use area to determine how these activities impact on state land use goals, and recommend to the governor legislation that fosters coordination between local land use activities and state land use goals.

(8) Identify procedures for facilitating local land use planning efforts, including training and technical assistance for local units of government, and recommend to the governor legislation to implement such procedures.

(9) Gather and analyze information about the land use activities in this state of the federal government and American Indian governments and inform the governor of the impact of these activities on state land use goals.

(10) Study any other issues that are reasonably related to the state's land use goals, including methods for alternative dispute resolution for disputes involving land use issues, and recommend to the governor legislation in the areas studied by the department that would further the state's land use goals.

(11) Gather information about land use issues in any reasonable way, including the following:

(a) Establishing a state-local government-private sector working group to study and advise the department on land use issues.

- (b) Holding public hearings or information meetings on land use issues.
- (c) Conducting surveys on land use issues.
- (d) Consulting with any person who is interested in land use issues.

Ans 3-13

Please
fix
comp.

Section #. 16.966 (b) of the statutes is ~~repealed~~ ^{repealed and recreated} to read:

(b) ^{Geographic information systems} 16.966(b) The department may develop and maintain geographic information systems relating to land in this state for the use of governmental and nongovernmental units.

History: 1997 a. 27; 2003 a. 33 s. 2811; 2003 a. 48 s. 11.

7NS10-1

Section #. 59.72 (3) (intro.) and (a) of the statutes are amended to read:

59.72 (3) LAND INFORMATION OFFICE. ⁹~~(intro.)~~ The board may establish a county land information office or may direct that the functions and duties of the office be performed by an existing department, board, commission, agency, institution, authority, or office. If the board establishes a county land information office, the office shall:

History: 1989 a. 31, 339; 1995 a. 201 s. 457; Stats. 1995 s. 59.72; 1997 a. 27; 2001 a. 16, 104; 2003 a. 33 s. 2811; 2003 a. 48 s. 11; 2003 a. 206.

(a) Coordinate land information projects within the county, between the county and local governmental units, between the state and local governmental units and among local governmental units, the federal government and the private sector.

History: 1989 a. 31, 339; 1995 a. 201 s. 457; Stats. 1995 s. 59.72; 1997 a. 27; 2001 a. 16, 104; 2003 a. 33 s. 2811; 2003 a. 48 s. 11; 2003 a. 206.

2005

JWS 12-8

Nonstat File Sequence:

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LRB-0984, 3
JJK + MES

EFFECTIVE DATE

1. In the component bar: For the action phrase, execute: ... create → action: → *NS: → effdate
For the text, execute: ... create → text: → *NS: → effdateA
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed.

SECTION # ____ . Effective date.

(#1) () This act takes effect
on

1. In the component bar: For the action phrase, execute: ... create → action: → *NS: → effdateE
For the text, execute: ... create → text: → *NS: → effdate
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed.

SECTION # ____ . Effective dates;

..... This act takes effect on the day after publication, except as follows:
(#1) () The treatment of
sections
of the statutes takes effect on

1. In the component bar: For the budget action phrase, execute: ... create → action: → *NS: → 94XX
For the text, execute: ... create → text: → *NS: → effdate
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9400 department code.

SECTION 94 5 5 . Effective dates; other o

STER
(#1) (A) (B) EXPIRATION OF WISCONSIN LAND COUNCIL The treatment of
sections 160966
of the statutes takes effect on September 1, 2005 o

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0984/3dn

JTK.....

WLj

Bill Walker:

1. In reviewing this draft, I renumbered s. 16.966 (3), stats. into its own section. I also repealed s. 59.43 (1) (um), stats. as a cleanup. In addition, I brought in the text of s. 59.72 (3) (intro.) and (a), stats. because these provisions would otherwise be merged and the merged statute would not integrate with s. 59.72 (3) (b), stats. as affected by this draft.

2. You may wish to reflect upon the text of s. 59.72 (5) (b) 2., stats. because it is confusing. Does it mean to say that if a county has maintained a land information office for less than 2 years, the county has received approval of a countywide land records modernization plan under s. 59.72 (3) (b), stats.?

59

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0984/3dn
JTK:wlj:jf

January 18, 2005

Bill Walker:

1. In reviewing this draft, I renumbered s. 16.966 (3), stats., into its own section. I also repealed s. 59.43 (1) (um), stats., as a cleanup. In addition, I brought in the text of s. 59.72 (3) (intro.) and (a), stats., because these provisions would otherwise be merged and the merged statute would not integrate with s. 59.72 (3) (b), stats., as affected by this draft.
2. You may wish to reflect upon the text of s. 59.72 (5) (b) 2., stats., because it is confusing. Does it mean to say that if a county has maintained a land information office for less than two years, the county has received approval of a countywide land records modernization plan under s. 59.72 (3) (b), stats?

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Kuesel, Jeffery

From: Walker, William - DOA
Sent: Monday, January 24, 2005 4:22 PM
To: Kuesel, Jeffery
Subject: FW: LRB Draft: 05-0984/3 Land information program and recording fees

Jeff: Is it possible to make the following change?

Change s. 20.505 (1) (ig) Land information; technical assistance and education from amounts in the schedule to all monies received.

Thanks.

-----Original Message-----

From: Frantzen, Jean [mailto:Jean.Frantzen@legis.state.wi.us]
Sent: Tuesday, January 18, 2005 3:47 PM
To: Walker, William - DOA
Cc: Grinde, Kirsten; Hanaman, Cathlene; Haugen, Caroline; Merry-Mason, Monica
Subject: LRB Draft: 05-0984/3 Land information program and recording fees

Following is the PDF version of draft 05-0984/3.